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PTO/SB/21 (09-04) U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number **Application Number** STRAUEMAN O 10/757,750-Conf. #4265 Filing Date TRANSMITTAL January 14, 2004 First Named Inventor **FORM** Christopher A. Menkus Art Unit 2819 (to be used for all correspondence after initial filing) **Examiner Name** L. V. Nguyen Attorney Docket Number Total Number of Pages in This Submission 14 08211/0200349-US0/P05782 ENCLOSURES (Check all that apply) After Allowance Communication Fee Transmittal Form x Formal Drawing(s) Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to TC Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please **Extension of Time Request** Terminal Disclaimer Identify below): Response to Notice of Non-Compliant **Express Abandonment Request** Request for Refund Amendment and Second Submission of Formal Drawings Information Disclosure Statement CD. Number of CD(s) Copy of Notice of Non-Compliant Amendment Certificate of Express Mailing Certified Copy of Priority Landscape Table on CD Return Receipt Postcard Document(s) Reply to Missing Parts/ Remarks Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name DARBY & DARBY P.C. Signature

Printed name Matthew M. Gaffney Date Reg. No. May 11, 2005 46,717



Application No. (if known): 10/757,750

Attorney Docket No.: 08211/0200349-US0/P05782

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV731506431US in an envelope addressed to:

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on	May 11, 2005
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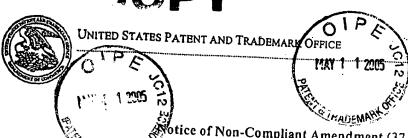
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Transmittal (1 page)
Response to Notice of Non-Compliant Amendment and Second Submission of Formal Drawings (3 pages)
8 sheets of Formal Drawings (Figures 1 - 6)
Copy of Notice of Non-Compliant Amendment (1 page)
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otice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 3 295 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the "Amendments to the claims" section of applicant's amendment document must be resubmitted (in its entirety), e.g., the entire THE FOLLOWING CHECKED are a section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).	
THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT: 1. Amendments to the specification: A. Amended paragraph(s) do not include markings. B. New paragraph(s) should not be underlined. C. Other	
2. Abstract: A. Not presented on a separate sheet. 37 CFR 1.72. B. Other	
3. Amendments to the drawings: Please write replacement sheet or new sheed of annotated sheet on the drawings. 4. Amendments to the claims: A. A complete listing of all of the claims is not present. B. The listing of claims does not include the text of all pending claims (including withdrawn claims) C. Bach claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered). D. The claims of this amendment paper have not been presented in ascending numerical order. B. Other:	+
or further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at	

F ht rengnotice/officeflyer.pdf.

If the non-compliant amendment is a PRELIMINARY AMENDMENT, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit

If the non-compliant amendment is a reply to a NON-FINAL OFFICE ACTION (including a submission for an RCE), and since the amendment appears to be a bona fide attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

If the amendment is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant

Legal Instruments Examine